

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTH DAY OF NOVEMBER  
TWO THOUSAND AND FOUR

PRESENT

**HON'BLE SRI JUSTICE N.V. RAMANA**

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**WRIT PETITION NO : 3542 of 1996**

Between:

- 1 Pericharla Venkatapathi Raju, s/o. Venkataraju, R/o. Pothunuru,  
Denduluru, Revenue Mandal, W.G.Dist.
- 2 Pericharla Ramabhadra Raju, S/o. Venkatapathi Raju,  
R/o. Pothunuru, Denduluru Revenue Mandal, W.G.Dist.
- 3 Pericharla Viswanadha Raju, S/o. Venkatapathi Raju,  
R/o. Pothunuru, Denduluru Revenue Mandal, W.G.Dist.
- 4 Pericharla Satya Subba Varahala Raju, S/o. Venkatapathi Raju,  
R/o. Pothunuru, Denduluru Revenue Mandal, W.G.Dist.

**..... PETITIONERS**

AND

- 1 Mandal Revenue Officer, Denduluru (M), Denduluru, W.G.Dist.  
(R1 dismissed for default as per court order dt.6.4.2000)
- 2 District Collector, West Godavari District, Eluru 534 006..

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of mandamus declaring the action of the 1st respondent in cancelling the permission given to the petitioners to effect repairs to their fish tank in RS Nos.723A/2,A,724 1C,2V,3A,3C&728 2 A of the total extent of Ac.61-41 cents, through the 1st respondent's proceedings reference No.488/95 dt.28.1.1996 as arbitrary and illegal, unfair ,unjust and unreasonable, opposed to the principles of natural justice and violative of Arts14,19&21 of constitution of India and issue a consequential direction to the respondents not to interfere with the work of effecting repairs to the damaged bunds of the petitioners' fish tank in RS Nos.723A/2,A,724 1C,2V,3A,3C&728 2 A of the total extent of Ac.61-41 cents, of pothunuru Village in Denduluru (M),W.G.Dist.

**Counsel for the Petitioners: MR.S.UDAYACHALA RAO & MUJIB KUMAR S.**

**Counsel for the Respondent No.1: GP FOR REVENUE**

**The Court made the following :**

**ORDER:**

Learned counsel for the petitioner submitted that the cause in the writ petition does not survive for adjudication and the writ petition has become infructuous.

The writ petition is therefore dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

Dt. 5-11-2004

Kvrk

To

- 1 The Mandal Revenue Officer, Denduluru (M), Denduluru, W.G.Dist.
- 2 The District Collector, West Godavari District, Eluru 534 006.
- 3 Two CCs to GP for Revenue, High Court of AP, Hyderabad(OUT)

4. Two CD copies.

**HON'BLE SRI JUSTICE N V RAMANA**

**W.P.NO. 3542 OF 1996**

**5<sup>TH</sup> NOVEMBER 2004**